

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

ALEX DANIEL TARABOCHIA and  
MATTHEW ALEXANDER  
TARABOCHIA,

Plaintiffs,

v.

MICKEY ADKINS, et al.,

Defendants.

CASE NO. C10-5197 BHS

ORDER DENYING PLAINTIFFS'  
MOTION TO RESCHEDULE  
TRIAL DATE, DENYING AS  
MOOT PLAINTIFFS' MOTION  
FOR EXTENSION OF TIME TO  
FILE PRETRIAL STATEMENT,  
AND GRANTING PLAINTIFFS'  
MOTION TO APPEAR BY  
PHONE OR VIDEO

This matter comes before the Court on Plaintiffs Alex and Matthew Tarabochia's ("Tarabochias") motion to reschedule trial date (Dkt. 149), motion for extension of time to file pretrial statement (Dkt. 150), and motion to appear by phone or video for pretrial conference (Dkt. 156).

On August 24, 2015, the Tarabochias moved to reschedule the trial date to Summer 2016. Dkt. 149. On August 28, 2015, Defendants Mike Cenci and Dan Chadwick ("Defendants") responded and requested that the Court deny the motion because the Tarabochias have not shown good cause to continue the trial date. Dkt. 151. On September 8, 2015, the Tarabochias replied. Dkt. 155.

On August 24, 2015, the Tarabochias moved for additional time to file a pretrial statement. Dkt. 150. On September 10, 2015, the Tarabochias moved to appear by

1 phone or video for the pretrial conference scheduled on September 21, 2015. Dkt. 156.  
2 Defendants did not file a response to either motion. On September 10, 2015, the  
3 Tarabochias filed a pretrial statement. Dkt. 158.

4 With regard to the motion to reschedule the trial date, the Court finds that the  
5 Tarabochias have not shown good cause to continue the trial date. The Tarabochias have  
6 known about the trial date and their educational commitments for months, but have only  
7 now requested a continuance. Additionally, Defendants have provided the Tarabochias  
8 with all responsive and non-privileged documents in response to the Tarabochias'  
9 discovery requests. *See* Dkts. 151, 152. Therefore, the Court denies this motion.

10 With regard to the motion for additional time to file a pretrial statement, the  
11 Tarabochias timely filed a pretrial statement. *See* Dkt. 158. The Court therefore denies  
12 this motion as moot. Finally, the Court grants the Tarabochias' unopposed motion to  
13 appear by phone or video at the pretrial conference. The Tarabochias shall make  
14 arrangements to appear by phone or video with the courtroom clerk at (253) 882-3800  
15 prior to September 21, 2015.

16 **IT IS SO ORDERED.**

17 Dated this 14<sup>th</sup> day of September, 2015.

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20 BENJAMIN H. SETTLE  
21 United States District Judge  
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